

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

FILED
AUG 18 2000
U. S. DISTRICT COURT
EASTERN DISTRICT OF MO
ST. LOUIS

UNITED STATES OF AMERICA,

Plaintiff,

V.

CHARLES THOMAS SELL,

Defendant.

No. 4:98CR177 DJS

4:97CR290 DJS

(Consolidated)

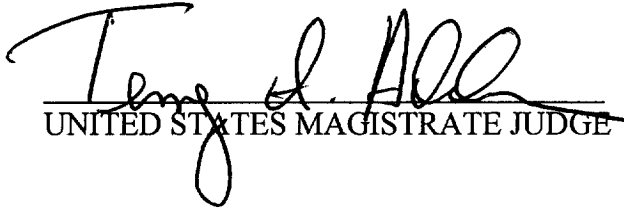
MEMORANDUM

The undersigned has carefully considered the matters raised in the defendant's motion for reconsideration filed on August 17, 2000, and has reviewed its prior order and the record in this matter, in view of this motion.

One of the reasons stated by the defendant for reconsideration of the court's order, is that the court erroneously found that the side effect known as tardive dyskinesia is "not permanent." Although it is the court's understanding, based on the record, that tardive dyskinesia as well as dystonic reaction (both of which involve the involuntary movement of body parts), are not permanent, even if tardive dyskinesia is a potential long-term side effect, the undersigned, nevertheless, concludes that the potential benefit of treatment far outweighs any risk, and that the government has (as detailed in the court's prior memorandum) demonstrated in a very strong manner, an overriding need for the treatment with anti-psychotic drugs, and has shown that no less restrictive measures exist to effectively treat the defendant. The undersigned has also carefully considered all of the other matters contained in the defendant's motion and has determined that the defendant's motion for reconsideration should be denied.

Accordingly,

IT IS HEREBY ORDERED that (Doc. No. 369) Defendant's Motion for Reconsideration of the Court's Order Compelling Defendant's Involuntary Medication, to Reopen the Court's September 29, 1999 Hearing on Involuntary Medication, and to Compel the Production of Certain Evidence be **denied**.


UNITED STATES MAGISTRATE JUDGE

Dated this 18th day of August, 2000.

UNITED STATES DISTRICT COURT -- EASTERN MISSOURI
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Arthur Margulis - 7883	Fax: 314-721-1710
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AUG 18 2000

C. D. D.